

1 EDMUND G. BROWN JR., Attorney General  
of the State of California  
2 ALFREDO TERRAZAS  
Senior Assistant Attorney General  
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4 1300 I Street, Suite 125  
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5 Sacramento, CA 94244-2550  
Telephone: (916) 324-5339  
6 Facsimile: (916) 327-8643

7 Attorneys for Complainant

8  
9 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2009-198

13 IMANUEL WEREMA CHACHA  
1121 N. 44th Street, #4106  
14 Phoenix, AZ 85008

**A C C U S A T I O N**

15 Registered Nurse License No. 689069

16 Respondent.

17  
18 Complainant alleges:

19 **PARTIES**

20 1. Ruth Ann Terry, M.P.H., R.N. ("Complainant") brings this Accusation  
21 solely in her official capacity as the Executive Officer of the Board of Registered Nursing  
22 ("Board"), Department of Consumer Affairs.

23 2. On or about September 19, 2006, the Board issued Registered Nurse  
24 License Number 689069 to Imanuel Werema Chacha ("Respondent"). Respondent's registered  
25 nurse license was in full force and effect at all times relevant to the charges brought herein and  
26 will expire on February 28, 2010, unless renewed.

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4. Code section 2764 provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under Code section 2811, subdivision (b), the Board may renew an expired license at any time within eight years after the expiration.

The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

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## COST RECOVERY

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1 **CAUSE FOR DISCIPLINE**

2 **(Disciplinary Actions by the Arizona and Texas State Boards of Nursing)**

3 .7. Respondent is subject to disciplinary action pursuant to Code section  
4 2761, subdivision (a)(4), on the grounds of unprofessional conduct, in that Respondent was  
5 disciplined by the Arizona State Board of Nursing (hereinafter "Arizona Board"), and Texas  
6 State Board of Nursing (hereinafter "Texas Board"), as follows:

7 a. On or about July 2, 2007, pursuant to Consent for Entry of Voluntary  
8 Surrender Order No. 0705021, in the disciplinary proceeding titled *In the Matter of the*  
9 *Professional Nurse License No. RN123302 Issued to: Imanuel Werema Chacha*, the Arizona  
10 Board accepted the voluntary surrender of Respondent's license to practice professional nursing  
11 in that state based on the following acts, admitted by Respondent: On or about May 18, 2007,  
12 Respondent was arrested by the Phoenix Police Department (hereinafter "Phoenix P.D.") for  
13 soliciting a minor female for sexual acts (fellatio and cunnilingus), using the Internet from his  
14 home computer. Respondent stated that he wanted to perform these acts with the minor female  
15 at his residence, and made plans with the minor female to meet at a fast food restaurant in  
16 Phoenix. Respondent arrived at the meeting location, where officers with the Phoenix P.D. were  
17 waiting for him, and he was taken into custody. On or about May 22, 2007, a complaint<sup>1</sup> was  
18 filed against Respondent in Maricopa County Superior Court, Case No. CR2007-132172, for one  
19 count of luring a minor for sexual exploitation, a class 3 felony. A true and correct copy of  
20 Consent for Entry of Voluntary Surrender Order No. 0705021 is attached hereto as Exhibit "A"  
21 and incorporated herein by reference.

22 b. On or about August 12, 2008, pursuant to the Order of the Board, in the  
23 disciplinary proceeding titled *In the Matter of Permanent Certificate Number 681673 issued to*  
24 *Imanuel Werema Chacha*, the Texas Board revoked Respondent's license to practice professional  
25 nursing in that state based on the disciplinary action by the Arizona Board, set forth in  
26

27 \_\_\_\_\_  
28 1. Respondent was charged in the complaint with luring a minor for sexual exploitation by offering or  
soliciting sexual conduct with "az\_erica\_az", which is a pseudonym of a police officer posing as a minor under  
the age of fifteen, knowing or having reason to know that this person was a minor under the age of fifteen years.


1 subparagraph (a) above. A true and correct copy of the Order of the Board is attached hereto as  
2 Exhibit "B" and incorporated herein by reference.

3 **PRAYER**

4 WHEREFORE, Complainant requests that a hearing be held on the matters herein  
5 alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

- 6 1. Revoking or suspending Registered Nurse License Number 689069, issued  
7 to Imanuel Werema Chacha;  
8 2. Ordering Imanuel Werema Chacha to pay the Board of Registered Nursing  
9 the reasonable costs of the investigation and enforcement of this case, pursuant to Business and  
10 Professions Code section 125.3;  
11 3. Taking such other and further action as deemed necessary and proper.

12 DATED: 3/16/09.

13  
14   
15 RUTH ANN TERRY, M.P.H., R.N.  
16 Executive Officer  
17 Board of Registered Nursing  
18 Department of Consumer Affairs  
19 State of California

20 Complainant  
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**EXHIBIT A**

**Consent for Entry of Voluntary Surrender Order No. 0705021**

ARIZONA STATE BOARD OF NURSING  
4747 North 7th Street, Suite 200  
Phoenix, Arizona 85014  
602-889-5150

IN THE MATTER OF THE PROFESSIONAL  
NURSE LICENSE NO.: RN123302  
ISSUED TO:

IMANUEL WEREMA CHACHA  
RESPONDENT

CONSENT FOR ENTRY OF  
VOLUNTARY SURRENDER

ORDER NO.  
0705021

A complaint charging Imanuel Werema Chacha ("Respondent") with violation of the Nurse Practice Act has been received by the Arizona State Board of Nursing ("Board"). In the interest of a prompt and speedy settlement of the above-captioned matter, consistent with the public interest, statutory requirements, and the responsibilities of the Board, and pursuant to A.R.S. §32-1663 (D)(5), Respondent voluntarily surrenders his license for a minimum of five (5) years.

Based on the evidence before it, the Board makes the following Findings of Fact.  
Conclusions of Law:

**FINDINGS OF FACT**

1. Imanuel Werema Chacha ("Respondent") holds Board issued professional nurse license no. RN123302.
2. The Board has authority pursuant to A.R.S. §§ 32-1606, 32-1663, and 32-1664 to impose disciplinary sanctions against the holders of nursing licenses for violations of the Nurse Practice Act, A.R.S. §§ 32-1601 to -1667.
3. On or about May 18, 2007, the Board received notification from the Phoenix Police Department via Detective Nielson that Respondent had been arrested for a felony offense related to

1 sexual exploitation of a minor. The police department contacted the Board as Respondent had  
2 employment information from Banner Good Samaritan and St. Joseph's Hospital's with him when he  
3 was arrested during the commission of this offense.

4  
5 4. On or about May 18, 2007, according to a Release Questionnaire/Probable Cause  
6 Statement submitted to the Maricopa County Superior Court, case CR2007-132172, from the Phoenix  
7 Police Department (DR 200770985110), Respondent was arrested after soliciting a minor female for  
8 the acts of fellatio and cunnilingus using the internet from his home computer. The Respondent stated  
9 that he wanted to perform these acts with the minor female at his residence. Respondent made plans  
10 with the minor female to meet at a fast food restaurant in Phoenix. The Respondent showed up at the  
11 meet location, where Phoenix Police Department was waiting for him, and he was taken into custody.  
12 Respondent admitted to the Phoenix Police that he was the individual who had solicited the minor  
13 female online for the listed sexual acts. Respondent stated that he used his laptop computer at his  
14 residence.  
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18 5. On or about May 18, 2007, according to a Release Questionnaire/Probable Cause  
19 Statement submitted to the Maricopa County Superior Court, case CR2007-132172, from the Phoenix  
20 Police Department, Respondent provided a current address different than the address he has had on  
21 file with the Board since 2003.

22  
23 6. On or about May 19, 2007, according to documents provided with Maricopa County  
24 Superior Court case CR2007-132172, Respondent was released from custody upon posting a  
25 \$4500.00 secured appearance bond. Respondent was also ordered to be under supervision with  
26 conditions including an electronic monitoring program, he was not to use/possess a computer, and  
27 that he was to have no contact with children under 15 years of age in any way.  
28

29 7. On or about May 22, 2007, according to Maricopa County Superior Court, case

1 CR2007-132172, a Direct Complaint was filed against Respondent by the Phoenix Police Department  
2 through the Maricopa County Attorney's Office for one count of luring a minor for sexual  
3 exploitation, a class 3 felony. The complaint states that on or between the 10<sup>th</sup> day of May, 2007 and  
4 the 18<sup>th</sup> day of May, 2007, Respondent lured STATE OF ARIZONA (*sic*), who was a minor, for  
5 sexual exploitation by offering or soliciting sexual conduct with "az\_erica\_az", which is a pseudonym  
6 of a police officer posing as a minor under the age of fifteen, knowing or having reason to know that  
7 this person was a minor under the age of fifteen years, in violation of A.R.S. §§ 13-3551, 13-3554,  
8 13-3821, 13-604.01, 13-610, 13-701, 13-702, 13-702.01, and 13-801.  
9

11 8. On or about May 18, 2007, Board Staff mailed Respondent a Court and Conviction  
12 Questionnaire with a request to provide a written explanation and relevant court and police documents  
13 regarding each of his arrests, citations or charges immediately upon receipt. This communication was  
14 sent to the address that Respondent had provided to the police, and the court, at the time of his arrest.  
15

16 9. On or about May 30, 2007, according to Maricopa County Superior Court case  
17 CR2007-132172, there was a Notice of Supervening Indictment reference the charges in this matter.  
18

19 10. On or about May 31, 2007, according to Maricopa County Superior Court case  
20 CR2007-132172, the State, having filed a Notice to Vacate the Preliminary Hearing, as the grand jury  
21 has found a true bill, and it was ordered vacating the Preliminary Hearing set for that date.  
22

23 9. On or about May 31, 2007, Respondent was contacted via a cell phone number he had  
24 on file with the Board. Respondent advised he had received the documents mailed to him by the Board.  
25 Respondent provided a new address he was moving to. Respondent stated he was home on electronic  
26 monitoring and was working in the ICU at St. Joseph's Hospital through an agency. Respondent said  
27 that he was not taking care of patients under the age of 15. Respondent stated that he had not told his  
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1 employer or supervisor that he could not take care of or have contact with patients under those criteria.

2 Respondent also stated he was using a desktop PC at work, but it was not connected to the internet.

3  
4 10. On or about June 29, 2007, Respondent requested to voluntarily surrender his license.

5  
6 **CONCLUSIONS OF LAW**

7 Pursuant to A.R.S. § 32-1606, 32-1663, and 32-1664, the Board has subject matter  
8 and personal jurisdiction in this matter.

9  
10 The conduct and circumstances described in the Findings of Fact constitute a violation  
11 of A.R.S. § 32-3208 (A), A.R.S. § 32-1601(b), (d), (h), and (j) and A.A.C. R4-19-403.B (25)(a), and  
12 (28).

13  
14 The conduct and circumstances described in the Findings of Fact constitute sufficient  
15 cause pursuant to A.R.S. §§ 32-1663 (D)(5) 32-1664(N) to take disciplinary action against  
16 Respondent's license to practice as a professional nurse in the State of Arizona.

17 Respondent admits the Board's Findings of Fact, Conclusions of Law.

18  
19 Respondent understands that he has an opportunity to request a hearing and declines to  
20 do so. Respondent agrees to issuance of the attached Order and waives all rights to a hearing,  
21 rehearing, appeal, or judicial review relating to this Order.

22  
23 Respondent understands that all investigative materials prepared or received by the  
24 Board concerning these violations and all notices and pleadings relating thereto may be retained in the  
25 Board's file concerning this matter.

26  
27 Respondent understands that the admissions in the Findings of Fact are conclusive  
28 evidence of a violation of the Nurse Practice Act and may be used for purposes of determining  
29 sanctions in any future disciplinary matter.

1 Respondent understands the right to consult legal counsel prior to entering into the  
2 Consent Agreement and such consultation has either been obtained or is waived.

3 Respondent understands that this voluntary surrender is effective upon its acceptance by  
4 the Executive Director or the Board and by Respondent as evidenced by the respective signatures  
5 thereto. Respondent's signature obtained via facsimile shall have the same effect as an original  
6 signature. Once signed by the Respondent, the agreement cannot be withdrawn without the Executive  
7 Director or the Board's approval or by stipulation between the Respondent and the Executive Director  
8 or the Board. The effective date of this Order is the date the Voluntary Surrender is signed by the  
9 Executive Director or the Board and by Respondent. If the Voluntary Surrender is signed on a  
10 different date, the later date is the effective date.

11 Respondent understands that Voluntary Surrender constitutes disciplinary action.  
12 Respondent also understands that he may not reapply for reinstatement during the period of Voluntary  
13 Surrender.

14 Respondent agrees that he may apply for reinstatement after the period of voluntary  
15 surrender under the following conditions, and must comply with current law at the time of their  
16 application for reinstatement:

17 The application for reinstatement must be in writing and shall contain therein or have  
18 attached thereto substantial evidence that the basis for the voluntary surrender has been removed and  
19 that the reinstatement of the license does not constitute a threat to the public's health, safety and  
20 welfare. The Board may require physical, psychological, or psychiatric evaluations, reports and  
21 affidavits regarding the Respondent as it deems necessary. If the Respondent is subsequently  
22 convicted of a felony, pursuant to A.R.S. § 32-1606(B), the Board is required to deny licensure to an  
23 applicant who has one or more felony convictions, and who has not received an absolute discharge for  
24

the sentence(s) for all felony convictions five or more years prior to the date of filing an application pursuant to this chapter. These conditions shall be met before the application for reinstatement is considered.

I Chacha  
Immanuel Werema Chacha - Respondent

Date: June 29, 2007

ARIZONA STATE BOARD OF NURSING

SEAL

Joey Ridenour 7/3/07  
Joey Ridenour R.N.  
Joey Ridenour, R.N., M.N.  
Executive Director

Dated: June 29, 2007

POLAK/CHACHA

**ORDER**

Pursuant to A.R.S. § 32-1663 (D)(5) the Board hereby accepts the Voluntary Surrender of professional nurse license number RN123302, issued to Immanuel Werema Chacha. This Order of Voluntary Surrender hereby entered shall be filed with the Board and shall be made public upon the effective date of this Consent Agreement. Respondent shall not practice in Arizona under the privilege of a multistate license.

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1 IT IS FURTHER ORDERED that Respondent may apply for reinstatement of said  
2 license after a period of five (5) years.

3  
4 SEAL

ARIZONA STATE BOARD OF NURSING

5 Joey Ridenour 7/2/07  
6 Joey Ridenour R.N.  
7 Joey Ridenour, R.N., M.N.  
8 Executive Director

9  
10 Dated: June 29, 2007

11  
12 JR/cp

13  
14 COPY sent this 29th day of June, 2007, via electronic mail to:

15 Jason Lamm [jlammm@cyberlawaz.com]  
16

17  
18  
19  
20 By: Chad  
21 Sr. Investigator

1 Signed copy mailed this 10<sup>th</sup> day of July, 2007, by First Class Mail to:

2 Law Offices of Jason D. Lamm  
3 1300 East Missouri Avenue, Suite B-200  
4 Phoenix, Arizona 85014

5 By: Esther Garcia  
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EXHIBIT B

EXHIBIT B

Order of the Board

IN THE MATTER OF	§	BEFORE THE ELIGIBILITY
	§	
PERMANENT CERTIFICATE	§	AND DISCIPLINARY
	§	
NUMBER 681673	§	COMMITTEE
	§	
ISSUED TO	§	OF THE TEXAS
	§	
IMANUEL WEREMA CHACHA	§	BOARD OF NURSING

**ORDER OF THE BOARD**

TO: Imanuel Werema Chacha  
8807 Beechnut Street #5  
Houston, Texas 77036

Imanuel Werema Chacha  
1121 North 44th Street, #4106  
Phoenix, AZ 85008

During open meeting held in Austin, Texas, on Tuesday, August 12, 2008, the Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case. This case was heard, and based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee of the Texas Board of Nursing finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, chapter 301 of the Texas Occupations Code, for retention of Respondent's license to practice professional vocational nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

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BOARD

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The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Eligibility and Disciplinary Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing (22 TEX. ADMIN. CODE § 213.2(j)). All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Permanent Certificate Number 681673, previously issued to IMANUELWEREMA CHACHA, to practice professional nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that Permanent Certificate Number 681673, previously issued to IMANUEL WEREMA CHACHA, upon receipt of this Order, be immediately delivered to the office of the Texas Board of Nursing.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's multi-state privilege, if any, to practice professional nursing in the State of Texas.

Entered this 12th day of August, 2008.

TEXAS BOARD OF NURSING

BY Katherine A. Thomas  
KATHERINE A. THOMAS, MN, RN  
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

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Re: Permanent Certificate Number 681673  
Issued to IMANUEL WEREMA CHACHA  
DEFAULT ORDER -REVOKE

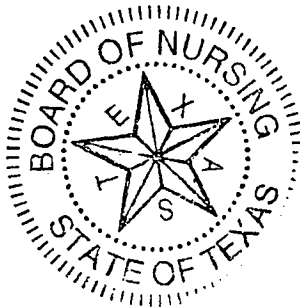
CERTIFICATE OF SERVICE

I hereby certify that on the 15<sup>th</sup> day of August, 2008, a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via certified mail, and addressed to the following person(s):

Imanuel Werema Chacha  
8807 Beechnut Street #5  
Houston, Texas 77036

Imanuel Werema Chacha  
1121 North 44th Street, #4106  
Phoenix, AZ 85008

BY: Katherine A. Thomas  
KATHERINE A. THOMAS, MN, RN  
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD



I certify this to be a true copy of the records on file with the Texas Board of Nursing.  
Date: 9-25-08  
Signed: [Signature]

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In the Matter of Permanent License                   §     BEFORE THE TEXAS  
Number 681673, Issued to                               §  
IMANUEL WEREMA CHACHA, Respondent           §     BOARD OF NURSING

### FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, IMANUEL WEREMA CHACHA, is a Registered Nurse holding license number 681673, which is in delinquent status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

### CHARGE I.

On or about July 3, 2007, Respondent VOLUNTARILY SURRENDERED his license to practice professional nursing in the State of Arizona, based on Findings that he had been indicted in Maricopia County Superior Court Case No. CR2007-132172 for one (1) Count of luring a minor for sexual exploitation. Respondent's surrender was accepted by the Arizona State Board of Nursing, Phoenix, Arizona.

A copy of Findings of Fact, Conclusions of Law, and Voluntary Surrender Order, issued effective July 3, 2007, by the Arizona State Board of Nursing, Phoenix, Arizona, is attached and incorporated, by reference, as part of this pleading.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(8), Texas Occupations Code.

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of revocation of Respondent's license to practice nursing in the State of Texas pursuant to the Board's rules, 22 TEX. ADMIN. CODE §§ 213.27 - 213.33. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to § 301.461, TEX. OCC. CODE ANN. The cost of proceedings shall include, but is not limited to, the cost paid by the board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00).

NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, [www.bon.state.tx.us](http://www.bon.state.tx.us).

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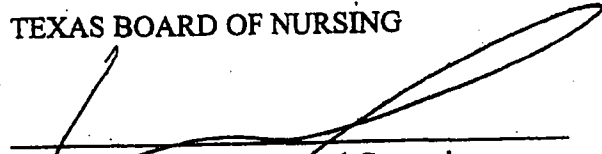
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NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Sanction Policies for Sexual Misconduct which can be found at the Board's website, [www.bon.state.tx.us](http://www.bon.state.tx.us).

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order which is attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Arizona State Board of Nursing Voluntary Surrender Order dated July 3, 2007.

Filed this 18 day of June, 2008.

TEXAS BOARD OF NURSING

  
James W. Johnston, General Counsel  
Board Certified - Administrative Law  
Texas Board of Legal Specialization  
State Bar No. 10838300

Victoria Cox North, Assistant General Counsel  
State Bar No. 00789585  
TEXAS BOARD OF NURSING  
333 Guadalupe, Tower III, Suite 460  
Austin, Texas 78701  
P: (512) 305-6824  
F: (512) 305-8101 or (512) 305-7401

Attachments: Arizona State Board of Nursing Voluntary Surrender Order dated July 3, 2007

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BOARD OF  
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ARIZONA STATE BOARD OF NURSING  
4747 North 7th Street, Suite 200  
Phoenix, Arizona 85014  
602-889-5150

IN THE MATTER OF THE PROFESSIONAL  
NURSE LICENSE NO.: RN123302  
ISSUED TO:

IMANUEL WEREMA CHACHA  
RESPONDENT

CONSENT FOR ENTRY OF  
VOLUNTARY SURRENDER

ORDER NO.  
0705021

A complaint charging Imanuel Werema Chacha ("Respondent") with violation of the Nurse Practice Act has been received by the Arizona State Board of Nursing ("Board"). In the interest of a prompt and speedy settlement of the above-captioned matter, consistent with the public interest, statutory requirements, and the responsibilities of the Board, and pursuant to A.R.S. §32-1663 (D)(5), Respondent voluntarily surrenders his license for a minimum of five (5) years.

Based on the evidence before it, the Board makes the following Findings of Fact,  
Conclusions of Law:

FINDINGS OF FACT

1. Imanuel Werema Chacha ("Respondent") holds Board issued professional nurse license no. RN123302.

2. The Board has authority pursuant to A.R.S. §§ 32-1606, 32-1663, and 32-1664 to impose disciplinary sanctions against the holders of nursing licenses for violations of the Nurse Practice Act, A.R.S. §§ 32-1601 to -1667.

3. On or about May 18, 2007, the Board received notification from the Phoenix Police Department via Detective Nielson that Respondent had been arrested for a felony offense related to

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REGISTERED NURSING  
BOARD OF

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1 sexual exploitation of a minor. The police department contacted the Board as Respondent had  
2 employment information from Banner Good Samaritan and St. Joseph's Hospital's with him when he  
3 was arrested during the commission of this offense.

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10 with the minor female to meet at a fast food restaurant in Phoenix. The Respondent showed up at the  
11 meet location, where Phoenix Police Department was waiting for him, and he was taken into custody.  
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13 female online for the listed sexual acts. Respondent stated that he used his laptop computer at his  
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19 Police Department, Respondent provided a current address different than the address he has had on  
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22 6. On or about May 19, 2007, according to documents provided with Maricopa County  
23 Superior Court case CR2007-132172, Respondent was released from custody upon posting a  
24 \$4500.00 secured appearance bond. Respondent was also ordered to be under supervision with  
25 conditions including an electronic monitoring program, he was not to use/possess a computer, and  
26 that he was to have no contact with children under 15 years of age in any way.  
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29 7. On or about May 22, 2007, according to Maricopa County Superior Court, case

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1 CR2007-132172, a Direct Complaint was filed against Respondent by the Phoenix Police Department  
2 through the Maricopa County Attorney's Office for one count of luring a minor for sexual  
3 exploitation, a class 3 felony. The complaint states that on or between the 10<sup>th</sup> day of May, 2007 and  
4 the 18<sup>th</sup> day of May, 2007, Respondent lured STATE OF ARIZONA (*sic*), who was a minor, for  
5 sexual exploitation by offering or soliciting sexual conduct with "az\_erica\_az", which is a pseudonym  
6 of a police officer posing as a minor under the age of fifteen, knowing or having reason to know that  
7 this person was a minor under the age of fifteen years, in violation of A.R.S. §§ 13-3551, 13-3554,  
8 13-3821, 13-604.01, 13-610, 13-701, 13-702, 13-702.01, and 13-801.  
9

10  
11 8. On or about May 18, 2007, Board Staff mailed Respondent a Court and Conviction  
12 Questionnaire with a request to provide a written explanation and relevant court and police documents  
13 regarding each of his arrests, citations or charges immediately upon receipt. This communication was  
14 sent to the address that Respondent had provided to the police, and the court, at the time of his arrest.  
15

16 9. On or about May 30, 2007, according to Maricopa County Superior Court case  
17 CR2007-132172, there was a Notice of Supervening Indictment reference the charges in this matter.  
18

19 10. On or about May 31, 2007, according to Maricopa County Superior Court case  
20 CR2007-132172, the State, having filed a Notice to Vacate the Preliminary Hearing, as the grand jury  
21 has found a true bill, and it was ordered vacating the Preliminary Hearing set for that date.  
22

23 9. On or about May 31, 2007, Respondent was contacted via a cell phone number he had  
24 on file with the Board. Respondent advised he had received the documents mailed to him by the Board.  
25 Respondent provided a new address he was moving to. Respondent stated he was home on electronic  
26 monitoring and was working in the ICU at St. Joseph's Hospital through an agency. Respondent said  
27 that he was not taking care of patients under the age of 15. Respondent stated that he had not told his  
28  
29

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COUNTY ATTORNEY

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1 employer or supervisor that he could not take care of or have contact with patients under those criteria.

2 Respondent also stated he was using a desktop PC at work, but it was not connected to the internet.

3  
4 10. On or about June 29, 2007, Respondent requested to voluntarily surrender his license.

5  
6 CONCLUSIONS OF LAW

7 Pursuant to A.R.S. § § 32-1606, 32-1663, and 32-1664, the Board has subject matter  
8 and personal jurisdiction in this matter.

9  
10 The conduct and circumstances described in the Findings of Fact constitute a violation  
11 of A.R.S. § 32-3208 (A), A.R.S. § 32-1601(b), (d), (h), and (j) and A.A.C. R4-19-403.B (25)(a), and  
12 (28).

13  
14 The conduct and circumstances described in the Findings of Fact constitute sufficient  
15 cause pursuant to A.R.S. §§ 32-1663 (D)(5) 32-1664(N) to take disciplinary action against  
16 Respondent's license to practice as a professional nurse in the State of Arizona.

17 Respondent admits the Board's Findings of Fact, Conclusions of Law.

18  
19 Respondent understands that he has an opportunity to request a hearing and declines to  
20 do so. Respondent agrees to issuance of the attached Order and waives all rights to a hearing,  
21 rehearing, appeal, or judicial review relating to this Order.

22 Respondent understands that all investigative materials prepared or received by the  
23 Board concerning these violations and all notices and pleadings relating thereto may be retained in the  
24 Board's file concerning this matter.

25  
26 Respondent understands that the admissions in the Findings of Fact are conclusive  
27 evidence of a violation of the Nurse Practice Act and may be used for purposes of determining  
28 sanctions in any future disciplinary matter.

29  
24 JUN 30 2007 MEMO  
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BOARD OF

5000 SEP 30 2007 MEMO  
RECEIVED NURSING  
BOARD OF

5000 SEP 30 2007

1 Respondent understands the right to consult legal counsel prior to entering into the  
2 Consent Agreement and such consultation has either been obtained or is waived.

3 Respondent understands that this voluntary surrender is effective upon its acceptance by  
4 the Executive Director or the Board and by Respondent as evidenced by the respective signatures  
5 thereto. Respondent's signature obtained via facsimile shall have the same effect as an original  
6 signature. Once signed by the Respondent, the agreement cannot be withdrawn without the Executive  
7 Director or the Board's approval or by stipulation between the Respondent and the Executive Director  
8 or the Board. The effective date of this Order is the date the Voluntary Surrender is signed by the  
9 Executive Director or the Board and by Respondent. If the Voluntary Surrender is signed on a  
10 different date, the later date is the effective date.

11 Respondent understands that Voluntary Surrender constitutes disciplinary action.  
12 Respondent also understands that he may not reapply for reinstatement during the period of Voluntary  
13 Surrender.

14 Respondent agrees that he may apply for reinstatement after the period of voluntary  
15 surrender under the following conditions, and must comply with current law at the time of their  
16 application for reinstatement:

17 The application for reinstatement must be in writing and shall contain therein or have  
18 attached thereto substantial evidence that the basis for the voluntary surrender has been removed and  
19 that the reinstatement of the license does not constitute a threat to the public's health, safety and  
20 welfare. The Board may require physical, psychological, or psychiatric evaluations, reports and  
21 affidavits regarding the Respondent as it deems necessary. If the Respondent is subsequently  
22 convicted of a felony, pursuant to A.R.S. § 32-1606(B), the Board is required to deny licensure to an  
23 applicant who has one or more felony convictions, and who has not received an absolute discharge for  
24

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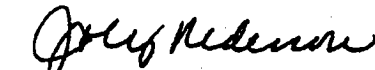
1 the sentence(s) for all felony convictions five or more years prior to the date of filing an application  
2 pursuant to this chapter. These conditions shall be met before the application for reinstatement is  
3 considered.  
4

5  
6   
7 Imanuel Werema Chacha - Respondent

8 Date: June 29, 2007

9  
10 ARIZONA STATE BOARD OF NURSING

11 SEAL

12   
13 Joey Ridenour R.N.  
14 Joey Ridenour, R.N., M.N.  
15 Executive Director

16 Dated: June 29, 2007

17 POLAK/CHACHA

18 ORDER

19 Pursuant to A.R.S. § 32-1663 (D)(3) the Board hereby accepts the Voluntary Surrender  
20 of professional nurse license number RN123302, issued to Imanuel Werema Chacha. This Order of  
21 Voluntary Surrender hereby entered shall be filed with the Board and shall be made public upon the  
22 effective date of this Consent Agreement. Respondent shall not practice in Arizona under the  
23 privilege of a multistate license.  
24

25 ////

26 ////

27 ////

28 ////

29 ////

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1 IT IS FURTHER ORDERED that Respondent may apply for reinstatement of said  
2 license after a period of five (5) years.

3  
4 SEAL

ARIZONA STATE BOARD OF NURSING

5 *Joey Ridenour 7/2/07*  
6 *Joey Ridenour R.N.*  
7 Joey Ridenour, R.N., M.N.  
8 Executive Director

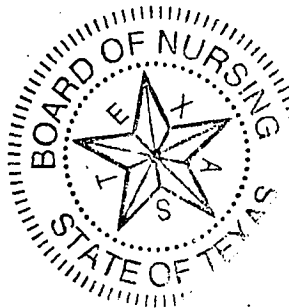
9  
10 Dated: June 29, 2007

11  
12 JR/cp

13  
14 COPY sent this 29th day of June, 2007, via electronic mail to:

15 Jason Lamm [jamm@cyberlawaz.com]  
16

17  
18  
19  
20 *[Signature]*  
21 By: \_\_\_\_\_  
22 Sr. Investigator



23 I certify this to be a true copy of the  
24 records on file with the Texas Board  
25 of Nursing.

26 Date: 9-25-08

27 Signed: *[Signature]*

28 2408410  
29 REGISTERED NURSING  
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